

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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LOUIS PITCH and DONNA PITCH,

Plaintiffs,

Index No.: 09-CV-5599

AFFIDAVIT
OF PLAINTIFF
LOUIS PITCH

-against-

MARK C. HOTTON, SHERRI HOTTON and
TRINITY MANAGEMENT CONSULTING
CORP.,

Defendants.

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STATE OF NEW YORK)

COUNTY OF SUFFOLK)

LOUIS PITCH, being duly sworn, deposes and says:

1. I, LOUIS PITCH, am one of the named plaintiffs in the above-entitled action, and respectfully submit this affidavit in support of Plaintiffs' motion for a Protective Order concerning the subpoena issued by Defendants to Henry Schein Inc. ("Henry Schein").

2. I first met Defendant Mark Hotton ("Hotton") in or around February 2008.

3. As I understand it, the subpoena seeks records from Henry Schein going back to 2005.

4. I am unemployed and have undergone background checks and have had several interviews seeking employment at Henry Schein and am presently waiting to see if I will receive an offer of employment.

5. I am concerned that this subpoena, which calls for documents unrelated to the issues concerning what defendants did with my \$5.1 million dollars and requests records dating years before I ever met defendants, will annoy and/or harass my prospective employer and in some way prejudice my employment opportunity Henry Schein.

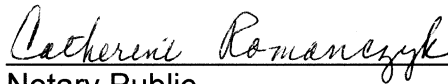
6. For the above mentioned reasons, I respectfully request that the Court issue a Protective Order preventing Defendants from enforcing the subpoena against Henry Schein.



LOUIS PITCH

Sworn to before me this

11th day of January 2010



Notary Public

CATHERINE ROMANCZYK
Notary Public, State of New York
No. 4763685
Qualified in Suffolk County
Commission Expires 4/30/10